

REMARKS

1. Claims 1-20 are pending in the application. The Office has required a restriction of the examination to one of two groups. Group I, Claims 1-17, is drawn to a method for determining an address of an actuator, is classified in Class 700, subclass 1. Group II, Claims 17-20, are drawn towards a mechanical method for controlling heating and cooling of a motor vehicle, classified in class 237, subclass 12.3R or 28. Applicants elect Group I with traverse.

2. The restriction requirement states that restriction between Groups I and II is proper simply because the two groups have different classifications. The restriction requirement cites no portion of the M.P.E.P. to support the restriction requirement. In order to make a proper restriction requirement, the requirement must state reasons (as distinguished from the mere statement of conclusion) why the inventions *as claimed* are either independent or distinct, and the reasons for insisting on the restriction between the inventions. M.P.E.P. 808, 8th ed. Rev. 2 at 800-47 (emphasis in the original).

The restriction requirement, stating merely that the two groups have different classifications, does not show that the inventions of Groups I and II are distinct and independent. Claim 18, for instance, appears to be at least related to, if not independent from, Claim 1. The restriction requirement states no reason as to why the inventions as claimed are independent and distinct, and also gives no reason for insisting on the restriction. The restriction requirement is therefore improper.

3. Because the restriction requirement is improper, Applicant respectfully requests the Examiner to pass the application to examination and to examine all the claims. The Examiner is invited to contact the undersigned attorney for the Applicants via telephone if such communication would expedite this application or be of assistance to the Examiner.

Respectfully submitted,

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